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6 *Attorneys for Plaintiff*

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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 MARCUS NESBITT,

11 Plaintiff,

12 vs.

13 THE STATE OF NEVADA, *ex rel.* its  
14 Department of Health & Human Services,  
Division of Child & Family Services,

15 Defendants.

Case No. 3:24-cv-00359-ART-CLB

**ORDER GRANTING  
STIPULATION TO FILE SECOND  
AMENDED COMPLAINT**

16 Plaintiff MARCUS NESBITT, by and through his counsel, the Law Office of Mark Mausert  
17 and Defendants THE STATE OF NEVADA, *ex rel.* its Department of Health & Human Services,  
18 Division of Child & Family Services, by and through their counsel, hereby submit this Stipulation  
19 allowing Plaintiff to file a Second Amended Complaint.

20 Nothing in this Stipulation and Order shall operate to waive, relinquish, or impair any claim,  
21 defense, objection, or right of any party in this case.

22 Further, nothing in this Stipulation and Order shall be construed as an admission of or  
23 consent to the merit or validity of any claim, defense, objection, or right by any party in this case.

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1 The Defendants shall have 21 days from the date of the filing of the Second Amended  
2 Complaint to file a responsive pleading.

3 DATED this 18<sup>th</sup> day of November, 2024.

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5 **LAW OFFICE OF MARK MAUSERT**

6 /s/ Mark Mausert  
7 MARK MAUSERT  
8 SEAN MCDOWELL  
9 729 Evans Avenue  
10 Reno, Nevada 89512

11 *Attorneys for Plaintiff*

12 **OFFICE OF THE ATTORNEY  
GENERAL**

13 /s/ Matthew Estrada  
14 MATTHEW ESTRADA, ESQ.  
15 BRUCE C. YOUNG, ESQ.  
16 1 State of Nevada Way, Suite 100  
17 Las Vegas, Nevada 89119

18 *Attorneys for Defendants*

19 **ORDER**

20 The second amended complaint shall be filed within 7 days of the entry of this stipulation.  
21 IT IS SO ORDERED.

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UNITED STATES MAGISTRATE JUDGE

Dated: November 18, 2024